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7 || Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

\*E-FILED - 10/17/06\*

13 UNITED STATES OF AMERICA, ) No. CR 05-00445-RMW  
14 Plaintiff, )  
15 v. )  
16 CHIRAYU PATEL, ) STIPULATION TO CONTINUE  
17 aka nebula, aka nebwrk, aka aluben, ) SENTENCING HEARING AND  
18 aka notneb, aka aluben, ) ORDER  
19 Defendant. )

It is hereby stipulated and agreed between defendant Chirayu Patel, by and through his counsel of record, Jessie Garcia, Esq., and the United States, by and through Assistant United States Attorney Mark L. Krotoski, as follows:

1. This matter is presently set for a sentencing hearing on November 13, 2006 at 9:00 a.m.
2. The parties agree that further time is needed to address sentencing issues and that the terms of the plea agreement continue to apply.
3. For the foregoing reasons, and that the ends of justice are served by continuing this case, the parties stipulate and request to a continuance of the sentencing hearing from November 13, 2006 at 9:00 a.m. to February 5, 2007 at 9:00 a.m., or the next available date.

STIPULATION REQUESTING CONTINUANCE OF SENTENCING HEARING AND [ ] ORDER  
CR 05-00445-RMW

1 IT IS SO STIPULATED.

2 Dated: October 5, 2006

KEVIN V. RYAN  
United States Attorney

4 /s/

5 MARK L. KROTOSKI  
Assistant United States Attorney

6 Dated: October 5, 2006

7 /s/

8 JESSE GARCIA  
Attorney for defendant Patel

9 IT IS SO ORDERED.

10 Upon good cause shown, the sentencing hearing is continued from November 13, 2006 at  
11 9:00 a.m. to February 5, 2007 at 9:00 a.m.

12 Dated: October 17, 2006

13 /s/ Ronald M. Whyte  
RONALD M. WHYTE  
United States District Judge

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